

10/508980

Date: September 24, 2004

I DT03 Rec'd PCT/PTO 24 SEP 2004 Page 1

**TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 USC 371**

International Application No.: PCT/JP03/04097
International Filing Date: March 31, 2003
Priority Date Claimed: 3/29/02 and 2/25/03
Title of Invention: REMEDY FOR MUSCLE HYPERACTIVITY
Applicant(s) for DO/EO/US: Ryuji Kaji, Shunji Kozaki, Keiji Oguma

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. (X) This is a **FIRST** submission of items concerning a filing under 35 USC 371.
2. () This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 USC 371.
3. (X) This express request to begin national examination procedures (35 USC 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 USC 371(b) and PCT Articles 22 and 39(1).
4. (X) A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
5. (X) A copy of the International Application as filed (35 USC 371(c)(2))
 - a) () is transmitted herewith (required only if not transmitted by the International Bureau).
 - b) (X) has been transmitted by the International Bureau.
 - c) (X) a copy of Form PCT/1B/308 is enclosed.
 - d) () is not required, as the application was filed in the United States Receiving Office (RO/US).
6. (X) A translation of the International Application into English (35 USC 371(c)(2)).
7. (X) Amendments to the claims of the International Application under PCT Article 19 (35 USC 371(c)(3))
 - a) () are transmitted herewith (required only if not transmitted by the International Bureau).
 - b) () have been transmitted by the International Bureau.
 - c) () have not been made; however, the time limit for making such amendments has NOT expired.
 - d) (X) have not been made and will not be made.
8. () A translation of the amendments to the claims under PCT Article 19 (35 USC 371(c)(3)).
9. (X) An oath or declaration of the inventor(s) (35 USC 371(c)(4)).
10. () A copy of the International Preliminary Examination Report with any annexes thereto, such as any amendments made under PCT Article 34.
11. () A translation of the annexes, such as any amendments made under PCT Article 34, to the International Preliminary Examination Report under PCT Article 36 (35 USC 371(c)(5)).

Date: September 24, 2004

Page 2

12. (X) An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
13. (X) An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
14. (X) A FIRST preliminary amendment.
() A SECOND or SUBSEQUENT preliminary amendment.
15. () A substitute specification.
16. () A power of attorney and/or address letter.
17. (X) International Application as published (1st page).
18. () The present application qualifies for small entity status under 37 C.F.R. § 1.27.
19. (X) A return prepaid postcard.
20. (X) The following fees are submitted:

				FEES
BASIC FEE				\$920
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	
Total Claims	9 - 20 =	0 ×	\$18	\$0
Independent Claims	2 - 3 =	0 ×	\$86	\$0
Multiple dependent claims(s) (if applicable)			\$290	\$0
TOTAL NATIONAL FEE				\$920
TOTAL FEES ENCLOSED				\$920

21. (X) A check in the amount of \$960 to cover the above fee and recording of the enclosed assignment is enclosed.
22. (X) Two (2) sheets of drawings.
23. (X) International Search Report.
24. (X) Forms PCT/RO/101; PCT/IB/304; PCT/IB/306; PCT/IB/332.
25. (X) Abstract.
- 26.(X) The Commissioner is hereby authorized to charge only those additional fees which may be required, now or in the future, to avoid abandonment of the application, or credit any overpayment to Deposit Account No. 11-1410.

U.S. Application No.
Unknown 10/508980 International Application No.
PCT/JP03/04097

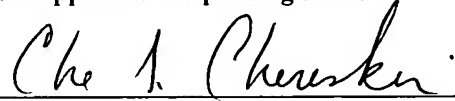
Attorney Docket No.
TOYA140.001APC

Date: September 24, 2004

Page 3

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:



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CERTIFICATE OF MAILING BY "EXPRESS MAIL"

Attorney Docket No. : TOYA140.001APC
Applicant(s) : Ryuji Kaji, Shunji Kozaki, Keiji Oguma
For : REMEDY FOR MUSCLE HYPERACTIVITY
Attorney : Che Swyden Chereskin, Ph.D.
"Express Mail"
Mailing Label No. : EV 318994637 US
Date of Deposit : September 24, 2004

I hereby certify that the accompanying

Transmittal; English Translation of the Application in 28 pages; Preliminary Amendment in 4 pages; Declaration and Power of Attorney in 2 pages; Information Disclosure Statement, PTO Form 1449 with 4 references; Assignment; Recordation Form Cover Sheet in 3 pages; Abstract; 1st page of International Application as published; 2 sheets of drawings; International Search Report; Forms PCT/RO/101, PCT/IB/304, PCT/IB/306, PCT/IB/308, PCT/IB/332; Check for Filing Fee; Return Prepaid Postcard

are being deposited with the United States Postal Service "Express Mail Post Office To Addressee" service under 37 CFR 1.10 on the date indicated above and are addressed to Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.



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